IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE EIGHTEENTH DAY OF JANUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE SRI JUSTICE N.V. RAMANA

WRIT PETITION NO.25279 of 2004

Between:

C.V.R.Praveen, s/o C.S.Kumar,
Studying MS Department of Electrical Engineering, Southern Methodist University,
Dallas, Taxas State USA,
Permanent r/o Mahaboobnagar Town.

..... PETITIONER

AND

The Manager, Canara Bank, Mahaboobnagar Branch,

Mahaboobnagar.

.....RESPONDENT

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue a writ of mandamus declaring the action of the respondent in keeping the FDR No.327/01 dated 11-12-2001 even after maturity without crediting the amount to the account of the writ petitioner SB Account No.17951 as illegal, improper, unjust, arbitrary and contrary to law and further direct the respondent to credit the maturity amount in FDR No.327 of 2001 to the SB Account of the writ petitioner bearing No.17951 with interest forthwith.

Counsel for the Petitioner: MR. K.G.KRISHNA MURTHY

Counsel for the Respondent:

The Court, at the admission stage, made the following:

ORDER:

Questioning the action of the respondent-Bank in retaining the F.D.R No.327/01, dated 11.12.2001 even after maturity and without crediting the amount to the petitioner's S.B. Account No.17951, the present writ petition is filed.

Heard the learned counsel for the petitioner and the learned Standing Counsel for the respondent-Bank.

As against the alleged inaction of the respondent-Bank, it is submitted by the learned Standing Counsel for the respondent-Bank and conceded by the learned counsel for the petitioner, that there is an effective alternative remedy available to the petitioner by way of complaint before the Bank Ombudsman.

In the circumstances, the writ petition is disposed of giving liberty to the petitioner to avail the effective alternative remedy available to him by filing a complaint before the Bank Ombudsman for redressal of his grievance against the respondent-Bank and on filing such complaint the Bank Ombudsman shall consider the same and pass appropriate orders thereon in accordance with law expeditiously.

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(N.V. RAMANA, J)

Date: 18.01.2005

Nsr

..... REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1. The Manager, Canara Bank, Mahaboobnagar Branch,

Mahaboobnagar.

2. Two CD copies.